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<b>UNITED STAT</b>	<b>ES BANKRUPTCY COURT</b>
	<b>DISTRICT OF VIRGINIA</b>
	Division

### CHAPTER 13 PLAN AND RELATED MOTIONS

Name of Debto	or(s): Case No:
This Plan, dated _	, is:
	the first Chapter 13 Plan filed in this case.
	a modified Plan that replaces the
	$\square$ confirmed or $\square$ unconfirmed Plan dated
	Date and Time of Modified Plan Confirmation Hearing:
	Place of Modified Plan Confirmation Hearing:
The	Plan provisions modified by this filing are:
Cre	editors affected by this modification are:

NOTICE: YOUR RIGHTS WILL BE AFFECTED. You should read these papers carefully. If you oppose any provision of this Plan, or if you oppose any included motions to (i) value collateral, (ii) avoid liens, or (iii) assume or reject unexpired leases or executory contracts, you MUST file a timely written objection.

This Plan may be confirmed and become binding, and the included motions in paragraphs 3, 6, and 7 to value collateral, avoid liens, and assume or reject unexpired leases or executory contracts may be granted, without further notice or hearing unless a written objection is filed not later than seven (7) days prior to the date set for the confirmation hearing and the objecting party appears at the confirmation hearing.

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The del	Total A Total N Total P	schedules list assets and liabilities as follows: ssets: on-Priority Unsecured Debt: riority Debt: ecured Debt:							
1.		Funding of Plan. The debtor(s) propose to pay the Trustee the sum of \$ per for months. Other payments to the Trustee are as follows: The total amount to be paid into the Plan is \$							
2.	<b>Priorit</b> otherw	y Creditors. The Trustee shall pay allowed priority claims in full unless the creditor agrees ise.							
	A.	Administrative Claims under 11 U.S.C. § 1326.							
		<ol> <li>The Trustee will be paid the percentage fee fixed under 28 U.S.C. § 586(e), not to exceed 10%, of all sums disbursed except for funds returned to the debtor(s).</li> <li>Debtor(s)' attorney will be paid \$ balance due of the total fee of \$ concurrently with or prior to the payments to remaining creditors.</li> </ol>							
	B.	Claims under 11 U.S.C. § 507.							
		The following priority creditors will be paid by deferred cash payments pro rata with other priority creditors or in monthly installments as below, except that allowed claims pursuant to 11 U.S.C. § 507(a)(1) will be paid prior to other priority creditors but concurrently with administrative claims above:							
	Credito	<u>r Type of Priority Estimated Claim</u> <u>Payment and Term</u>							
3.		ed Creditors: Motions to Value Collateral ("Cramdown"), Collateral being Surrendered, ate Protection Payments, and Payment of certain Secured Claims.  Motions to Value Collateral (other than claims protected from "cramdown" by 11							
		U.S.C. § 1322(b)(2) or by the final paragraph of 11 U.S.C. § 1325(a)). Unless a written objection is timely filed with the Court, the Court may grant the debtor(s)' motion to value collateral as set forth herein.							

This section deals with valuation of certain claims secured by real and/or personal property, other than claims protected from "cramdown" by 11 U.S.C. § 1322(b)(2) [real estate which is debtor(s)' principal residence] or by the final paragraph of 11 U.S.C. § 1325(a) [motor vehicles purchased within 910 days or any other thing of value purchased within 1 year before filing bankruptcy], in which the replacement value is asserted to be less than the amount owing on the debt. Such debts will be treated as secured claims only to the extent of the replacement value of the collateral. That value will be paid with interest as provided in sub-section D of this section. You must refer to section 3(D) below to determine the interest rate, monthly payment and estimated term of repayment of any "crammed down" loan. The deficiency balance owed on such a loan will be treated as an unsecured claim to be paid only to the extent provided in section 4 of the Plan. The following secured claims are to be "crammed down" to the following values:

<u>Creditor</u> <u>Collateral</u> <u>Purchase Date</u> <u>Est. Debt Bal.</u> <u>Replace</u>ment Value

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#### B. Real or Personal Property to be Surrendered.

Upon confirmation of the Plan, or before, the debtor(s) will surrender his/her/their interest in the collateral securing the claims of the following creditors in satisfaction of the secured portion of such creditors' allowed claims. To the extent that the collateral does not satisfy the claim, any timely filed deficiency claim to which the creditor is entitled may be paid as a non-priority unsecured claim. Confirmation of the Plan shall terminate the automatic stay as to the interest of the debtor(s) and the estate in the collateral.

<u>Creditor</u> <u>Collateral Description</u> <u>Estimated Value</u> <u>Estimated Total Claim</u>

### C. Adequate Protection Payments.

The debtor(s) propose to make adequate protection payments required by 11 U.S.C. § 1326(a) or otherwise upon claims secured by personal property, until the commencement of payments provided for in sections 3(D) and/or 6(B) of the Plan, as follows:

<u>Creditor</u> <u>Collateral</u> <u>Adeq. Protection Monthly Payment</u> <u>To Be Paid By</u>

Any adequate protection payment upon an unexpired lease of personal property assumed by the debtor(s) pursuant to section 6(B) of the Plan shall be made by the debtor(s) as required by 11 U.S.C. § 1326(a)(1)(B) (payments coming due after the order for relief).

# D. Payment of Secured Claims on Property Being Retained (except only those loans provided for in section 5 of the Plan):

This section deals with payment of debts secured by real and/or personal property [including short term obligations, judgments, tax liens and other secured debts]. After confirmation of the Plan, the Trustee will pay to the holder of each allowed secured claim, which will be either the balance owed on the indebtedness or, where applicable, the collateral's replacement value as specified in sub-section A of this section, whichever is less, with interest at the rate provided below, the monthly payment specified below until the amount of the secured claim has been paid in full. Upon confirmation of the Plan, the valuation and interest rate shown below will be binding unless a timely written objection to confirmation is filed with and sustained by the Court.

Approx. Bal. of Debt or Interest Monthly Payment Creditor Collateral "Crammed Down" Value Rate & Est. Term

#### E. Other Debts.

Debts which are (i) mortgage loans secured by real estate which is the debtor(s)' primary residence, or (ii) other long term obligations, whether secured or unsecured, to be continued upon the existing contract terms with any existing default in payments to be cured pursuant to 11 U.S.C. § 1322(b)(5), are provided for in section 5 of the Plan.

#### 4. Unsecured Claims.

A. Not separately classified. Allowed non-priority unsecured claims shall be paid pro rata from any distribution remaining after disbursement to allowed secured and priority claims. Estimated distribution is approximately \_\_\_\_\_\_\_ %. The dividend percentage may vary

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depending on actual claims filed. If this case were liquidated under Chapter 7, the debtor(s) estimate that unsecured creditors would receive a dividend of approximately \_\_\_\_\_\_ %.

B. Separately classified unsecured claims.

<u>Creditor</u> <u>Basis for Classification</u> <u>Treatment</u>

- 5. Mortgage Loans Secured by Real Property Constituting the Debtor(s)' Primary Residence; Other Long Term Payment Obligations, whether secured or unsecured, to be continued upon existing contract terms; Curing of any existing default under 11 U.S.C. § 1322(b)(5).
  - A. Debtor(s) to make regular contract payments; arrears, if any, to be paid by Trustee. The creditors listed below will be paid by the debtor(s) pursuant to the contract without modification, except that arrearages, if any, will be paid by the Trustee either pro rata with other secured claims or on a fixed monthly basis as indicated below, without interest unless an interest rate is designated below for interest to be paid on the arrearage claim and such interest is provided for in the loan agreement.

		Regular		Arrearage		Monthly
		Contract	Estimated	Interest	Estimated	Arrearage
Creditor	<u>Collateral</u>	<u>Payment</u>	<u>Arrearage</u>	Rate	Cure Period	<u>Payment</u>

B. Trustee to make contract payments and cure arrears, if any. The Trustee shall pay the creditors listed below the regular contract monthly payments that come due during the period of this Plan, and pre-petition arrearages on such debts shall be cured by the Trustee either pro rata with other secured claims or with monthly payments as set forth below.

		Regular			
		Contract	Estimated	Interest Rate	Monthly Payment on
<u>Creditor</u>	<u>Collateral</u>	<u>Payment</u>	<u>Arrearage</u>	<u>on Arrearage</u>	Arrearage & Est. Term

C. Restructured Mortgage Loans to be paid fully during term of Plan. Any mortgage loan against real estate constituting the debtor(s)' principal residence upon which the last scheduled contract payment is due before the final payment under the Plan is due shall be paid by the Trustee during the term of the Plan as permitted by 11 U.S.C. § 1322(c)(2) with interest at the rate specified below as follows:

		Interest	Estimated	Monthly
<u>Creditor</u>	<u>Collateral</u>	<u>Rate</u>	<u>Claim</u>	Payment & Term

D = = . . . l = . .

**6. Unexpired Leases and Executory Contracts.** The debtor(s) move for assumption or rejection of the executory contracts and leases listed below.

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**A. Executory contracts and unexpired leases to be rejected.** The debtor(s) reject the following executory contracts:

<u>Creditor</u> <u>Type of Contract</u>

**B. Executory contracts and unexpired leases to be assumed.** The debtor(s) assume the following executory contracts. The debtor(s) agree to abide by all terms of the agreement. The Trustee will pay the pre-petition arrearages, if any, through payments made pro rata with other priority claims or on a fixed monthly basis as indicated below.

Monthly

Payment Estimated

<u>Type of Contract</u> <u>Arrearage</u> <u>for Arrears</u> <u>Cure Period</u>

7. Liens Which Debtor(s) Seek to Avoid.

Creditor

A. The debtor(s) move to avoid liens pursuant to 11 U.S.C. § 522(f). The debtor(s) move to avoid the following judicial liens and non-possessory, non-purchase money liens that impair the debtor(s)' exemptions. Unless a written objection is timely filed with the Court, the Court may grant the debtor(s)' motion and cancel the creditor's lien. If an objection is filed, the Court will hear evidence and rule on the motion at the confirmation hearing.

<u>Creditor</u> <u>Collateral</u> <u>Exemption Basis</u> <u>Exemption Amount</u> <u>Value of Collateral</u>

B. Avoidance of security interests or liens on grounds other than 11 U.S.C. § 522(f). The debtor(s) have filed or will file and serve separate pleadings to avoid the following liens or security interests. The creditor should review the notice or summons accompanying such pleadings as to the requirements for opposing such relief. The listing here is for information purposes only.

<u>Creditor</u> <u>Type of Lien</u> <u>Description of Collateral</u> <u>Basis for Avoidance</u>

### 8. Treatment and Payment of Claims.

- All creditors must timely file a proof of claim to receive any payment from the Trustee.
- If a claim is scheduled as unsecured and the creditor files a claim alleging the claim is secured but does not timely object to confirmation of the Plan, the creditor may be treated as unsecured for purposes of distribution under the Plan. This paragraph does not limit the right of the creditor to enforce its lien, to the extent not avoided or provided for in this case, after the debtor(s) receive a discharge.
- If a claim is listed in the Plan as secured and the creditor files a proof of claim alleging the claim is unsecured, the creditor will be treated as unsecured for purposes of distribution under the Plan.
- The Trustee may adjust the monthly disbursement amount as needed to pay an allowed secured claim in full.

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- 9. **Vesting of Property of the Estate**. Property of the estate shall revest in the debtor(s) upon confirmation of the Plan. Notwithstanding such vesting, the debtor(s) may not sell, refinance, encumber real property or enter into a mortgage loan modification without approval of the Court after notice to the Trustee, any creditor who has filed a request for notice and other creditors to the extent required by the Local Rules of this Court.
- 10. Incurrence of indebtedness. The debtor(s) shall not voluntarily incur additional indebtedness exceeding the cumulative total of \$5,000 principal amount during the term of this Plan, either unsecured or secured against personal property, except upon approval of the Court after notice to the Trustee, any creditor who has filed a request for notice, and other creditors to the extent required by the Local Rules of this Court.

11	Other	provisions	of this	Plan:

Signatures:	:	
Dated:		
Debtor	<del></del>	Debtor(s)' Attorney
Joint Debto	Dr	
Exhibits:	Copy of Debtor(s)' Budget (Scheo Matrix of Parties Served with Plan	
	Certifica	ate of Service
I cer parties in int	tify that on, I terest on the attached Service List.	mailed a copy of the foregoing to the creditors and
		Signature
		Address
		Telephone No.

Ver. 09/17/09 [effective 12/01/09]

Debtors

Boi (Official Foffii 61) (12/07)	Document	raye / Ul II		
In re Dennis Stuart Little Judith Anne Little		Case No	11-17344	

## SCHEDULE I - CURRENT INCOME OF INDIVIDUAL DEBTOR(S)

The column labeled "Spouse" must be completed in all cases filed by joint debtors and by every married debtor, whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. Do not state the name of any minor child. The average monthly income calculated on this form may differ from the current monthly income calculated on Form 22A, 22B, or 22C.

Debtor's Marital Status: Married	DEPENDENTS OF DEBTOR AND SPOUSE				
	RELATIONSHIP(S):			AGE	E(S):
	Son				19
	Son				16
Employment:	DEBTOR		SPOUSE		
Occupation Rec	ycler	Law Li	brarian		
Name of Employer Wel	ob Brothers	Wiley	Rein, LLP		
How long employed 6 M	onths	24 Ye	ars		
Address of Employer Dun	nfries, VA		Street, N.W. gton, DC 20006		
INCOME: (Estimate of average case filed)	or projected monthly income at time		DEBTOR		SPOUSE
Monthly gross wages, salary,     (Prorate if not paid monthly)	and commissions	\$	2,600.00	\$_	5,821.66
Estimate monthly overtime	y-)	\$	0.00	\$_	0.00
3. SUBTOTAL		\$	2,600.00	\$_	5,821.66
4. LESS PAYROLL DEDUCTIO	DNS	<u> </u>			
<ul> <li>a. Payroll taxes and social</li> </ul>	security	\$ <u></u>	392.04	\$_	1,134.42
b. Insurance		\$	0.00	\$_	747.44
c. Union dues		\$	0.00	\$_	0.00
d. Other (Specify) 40	1(k) Loan #1	\$	0.00	\$_	198.76
<u>40</u>	1(k) Loan #2	\$	0.00	\$_	673.98
5. SUBTOTAL OF PAYROLL D	DEDUCTIONS	\$	392.04	\$_	2,754.60
6. TOTAL NET MONTHLY TAK	E HOME PAY	\$	2,207.96	\$_	3,067.06
7. Regular income from operation (Attach detailed statement	on of business or profession or farm	\$	0.00	\$	0.00
8. Income from real property	,	\$	0.00	\$	0.00
Interest and dividends		\$ <u> </u>	0.00	\$	0.00
	pport payments payable to the debtor for the endents listed above.	\$	0.00	\$	0.00
11. Social security or other gove (Specify)		\$	0.00	\$	0.00
12. Pension or retirement incom	ne.		0.00	\$	0.00
13. Other monthly income		· <del>-</del>	0.00	· -	0.00
		\$	0.00	\$	0.00
14. SUBTOTAL OF LINES 7 TH			0.00		0.00
	OME (Add amounts shown on lines 6 and 14)	\$	2,207.96		3,067.06
	ONTHLY INCOME: (Combine column		\$ 5,275	_	

(Report also on Summary of Schedules and, if applicable, on Statistical Summary of Certain Liabilities and Related Data)

(If known)

<sup>17.</sup> Describe any increase or decrease in income reasonably anticipated to occur within the year following the filing of this document.:

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In re Dennis Stuart Little Judith Anne Little

Case No. <u>11-17344</u>

**Debtors** 

(If known)

# SCHEDULE I - CURRENT INCOME OF INDIVIDUAL DEBTOR(S)

NONE			

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**B6J (Official Form 6J) (12/07)** 

In re Dennis Stuart Little Judith Anne Little	Case No.	11-17344
Debtors		(If known)

## SCHEDULE J - CURRENT EXPENDITURES OF INDIVIDUAL DEBTOR(S)

Complete this cohodule by estimating the guarage of a resisted monthly consessed the delivered the	obtorio familia -+	time cons filed
Complete this schedule by estimating the average or projected monthly expenses of the debtor and the de Prorate any payments made biweekly, quarterly, semi-annually, or annually to show monthly rate. The average n his form may differ from the deductions from income allowed on Form22A or 22C.		
Check this box if a joint petition is filed and debtor's spouse maintains a separate household. Complete a expenditures labeled "Spouse."	separate sched	ule of
	Φ.	
Rent or home mortgage payment (include lot rented for mobile home)	\$	999.30
a. Are real estate taxes included? Yes No		
b. Is property insurance included? Yes No	Φ.	050.00
2. Utilities: a. Electricity and heating fuel	\$ <u> </u>	250.00
b. Water and sewer	\$ <u> </u>	60.00
c. Telephone	\$	300.00
d. Other Cable/Phone/Internet	\$	240.00
HOA Dues	\$	60.00
3. Home maintenance (repairs and upkeep)	\$	100.00
4. Food	\$	1,000.00
5. Clothing	\$	200.00
6. Laundry and dry cleaning	\$	75.00
7. Medical and dental expenses	\$	200.00
8. Transportation (not including car payments)	\$	800.00
9. Recreation, clubs and entertainment, newspapers, magazines, etc.	\$	150.00
10. Charitable contributions	\$	25.00
11. Insurance (not deducted from wages or included in home mortgage payments)		
a. Homeowner's or renter's	\$	0.00
b. Life	\$	0.00
c. Health	\$	0.00
d. Auto	\$	240.00
e. Othe <u>r</u>	\$	0.00
12. Taxes (not deducted from wages or included in home mortgage payments)		
(Specify) Personal property tax	\$	60.00
13. Installment payments: (In chapter 11, 12, and 13 cases, do not list payments to be included in the plan)		
a. Auto	\$ 	0.00
b. Other	\$	0.00
14. Alimony, maintenance, and support paid to others	\$	0.00
15. Payments for support of additional dependents not living at your home	\$	0.00
16. Regular expenses from operation of business, profession, or farm (attach detailed statement)	\$	0.00
17. Other Beauty/Barber	\$	50.00
Pet care	\$	100.00
School lunches	\$	25.00
Vehicle maintenance/repairs		150.00
18. AVERAGE MONTHLY EXPENSES (Total lines 1-17. Report also on Summary of Schedules and, if applicable, on the Statistical Summary of Certain Liabilities and Related Data.)	\$	5,084.30
19. Describe any increase or decrease in expenditures reasonably anticipated to occur within the year following	g the filing of this	document:
20. STATEMENT OF MONTHLY NET INCOME		
a. Average monthly income from Line 15 of Schedule I	\$	5,275.02
b. Average monthly expenses from Line 18 above	\$	5,084.30
c. Monthly net income (a. minus b.)	\$	190.72

Label Matrix for focal noticing
0422-1
Case 11-17344-BFK

Eastern District of Virginia
Alexandria
Wed Jan 4 10:32:41 EST 2012

Bureaus Investment Group Portfolio No 15 LLC c/o Recovery Management Systems Corp 25 SE 2nd Avenue Suite 1120 Miami FL 33131-1605

Chase/Freedom P.O. Box 15298 Wilmington, DE 19850-5298

DB Servicing Corporation PO Box 3025 New Albany, OH 43054-3025

Discover Bank

Exxon Mobil 5959 Las Colinas Blvd. Irving, TX 75039-2298

Fredericksburg Orthopaedic Assoc 3310 Fall Hill Avenue Fredericksburg, VA 22401-3000

Garrisonville Urgent Care 9 Center Street, Ste. 101 Stafford, VA 22556-8910

LabCorp P.O. Box 2240 Burlingotn, NC 27216-2240

Navy Federal Credit Union Busman & Busman P.O. Box 7514 Fairfax Station, VA 22039-7514

Patient First P.O. Box 758941 Baltimore, MD 21275-8941 Doc 20 Filed 01/04/12 Entered 01/04/12 14:29:15
United States Bankruptch Court Page 10 of 11

200 South Washington Street 10 of 11

Alexandria, VA 22314-5405

Capital One, N.A. c/o Creditors Bankruptcy Service P.O. Box 740933 Dallas, TX 75374-0933

P.O. Box 6282 Sioux Falls, SD 57117-6282

Citibank/Sears

(p)DISCOVER FINANCIAL SERVICES LLC PO BOX 3025 NEW ALBANY OH 43054-3025

FIA CARD SERVICES, N.A. PO Box 15102 Wilmington, DE 19886-5102

GE Money Bank/Lowes P.O. Box 981064 El Paso, TX 79998-1064

HSBC Attn: Bankruptcy Department P.O. Box 5213 Carol Stream, IL 60197-5213

Medical Imaging of Fredericksburg P.O. Box 7606 Fredericksburg, VA 22404-7606

Navy Federal Credit Union PO Box 3000 Merrifield, VA 22119-3000

(p)PORTFOLIO RECOVERY ASSOCIATES LLC PO BOX 41067 NORFOLK VA 23541-1067 29:15 Desc Main

c/o HSBC P.O. Box 5263 Carol Stream, IL 60197-5263

Chase Bank USA, N.A. PO Box 15145 Wilmington, DE 19850-5145

Citibank/Shell P.O. Box 6500 Sioux Falls, SD 57117-6500

Empower FCU P.O. Box 11127 Syracuse, NY 13218-1127

Fredericksburg Credit Bureau, Inc. 10506 Wakeman Dr. Fredericksburg, VA 22407-8040

GE Money Bank/Old Navy P.O. Box 981064 El Paso, TX 79998-1064

Kohl's P.O. Box 3115 Milwaukee, WI 53201-3115

Medical and Urgent Care Center P.O. Box 5008 Falmouth, VA 22403-0608

Office of U.S. Trustee 115 S Union Street #206 Alexandria, VA 22314-3317

Principal Financial Group Des Moines, IA 50392-0001 Rappahannock Family Physicians

2300 Fall Hill Ave 215

Fredericksburg, VA 22401-3342

\_,<u>Filed Q1/04/12\_,</u>\_Entered 01/04/12 14;29:15, \_Desc Main Doc 20

P.O. Box Minent "Päge 11 of 11

Fredericksburg, VA 22404-0845

P.O. Box 20507 Kansas City, MO 64195-0507

Sun Trust Bank P.O. Box 85092

Richmond, VA 23286-9071

SunTrust Bank Attn:Support Services PO BOX 85092

Richmond, VA 23285-5092

Sunoco, Inc. P.O. Box 6407

Sioux Falls, SD 57117-6407

WFNNB/Fashion Bug Bankruptcy Department P.O. Box 182125

Columbus, OH 43218-2125

Wells Fargo Bank, N.A. Samuel I. White, P.C. 1804 Staples Mill Rd., Ste. 200

Richmond, VA 23230-3530

Wells Fargo Home Mortgage 3476 Stateview Blvd MAC #X7801-014

Fort Mill, SC 29715-7203

Wells Fargo Home Mortgage

P.O. Box 10335

Des Moines, IA 50306-0335

World Financial Network National Bank

Quantum3 Group LLC PO Box 788

Kirkland, WA 98083-0788

Dennis Stuart Little 706 Knollwood Court Stafford, VA 22554-7564

Judith Anne Little 706 Knollwood Court Stafford, VA 22554-7564 Robert Easterling

2217 Princess Anne St., Ste. 100-2

Frederickburg, VA 22401-3359

Thomas P. Gorman

300 N. Washington St. Ste. 400 Alexandria, VA 22314-2550

The preferred mailing address (p) above has been substituted for the following entity/entities as so specified by said entity/entities in a Notice of Address filed pursuant to 11 U.S.C. 342(f) and Fed.R.Bank.P. 2002 (g) (4).

Discover Card P.O. Box 30943 Salt Lake City, UT 84130-0000

Portfolio Recovery Associates, LLC PO Box 41067 Norfolk VA 23541

The following recipients may be/have been bypassed for notice due to an undeliverable (u) or duplicate (d) address.

(u) Wells Fargo Bank, N.A.

End of Label Matrix Mailable recipients 44 Bypassed recipients 1 Total 45